

CERTIFIED TRUE COPY
ATTEST: WILLIAM M. MCCOOL
Clerk, U.S. District Court
Western District of Washington

By Sherry Gault
Deputy Clerk



UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOHN DARRELL HECKENDORN,

Defendant/Judgment Debtor,

and

FRED MEYER,

Garnishee.

NO. 18-MC-50-RSL

(2:01-CR-0053-2)

**Writ of Continuing
Garnishment**

GREETINGS TO: Fred Meyer
Attn: Hr.
5502 Point Fosdick Dr. NW
Gig Harbor, WA 99335

An Order to Issue a Writ of Continuing Garnishment against the property of the Defendant/Judgment Debtor, John Darrell Heckendorn, whose last known address is John Darrell Heckendorn, 3757 S. 162nd St. Apt. D, Seatac, WA 98188, has been entered by this Court, pursuant to 28 U.S.C. § 3205. The judgment award associated with this Writ was for the amount of \$80,700.00, consisting of \$80,000.00 in Restitution, and \$700.00 in a Special Assessment, entered in *United States v. John Darrell Heckendorn*, No. 2:01-CR-0053-2, United

WRIT OF CONTINUING GARNISHMENT

UNITED STATES ATTORNEY
700 Stewart Street, Suite 5220
Seattle, WA 98101-1271
(206) 553-7970

1 States District Court for the Western District of Washington (June 21, 2001). A balance of
2 \$76,568.35 remains outstanding as of April 5, 2018. The following is required:

3 1. You are required by law to Answer in writing, under oath, within **ten (10) days**,
4 whether you have in your possession, custody or control, any property in which the
5 Defendant/Judgment Debtor has a substantial nonexempt interest, including nonexempt,
6 disposable earnings. **Please use** the "Form Answer" that accompanies this Writ.

7 2. You are required to immediately withhold and retain any and all property in which
8 the Defendant/Judgment Debtor has a substantial nonexempt interest and for which you, the
9 Garnishee, are or may become indebted to the Defendant/Judgment Debtor pending further
10 order of the Court. The nonexempt amount of a person's earnings/wages is typically 25 percent
11 of disposable, *i.e.*, after-tax, earnings. *See* 15 U.S.C. § 1673.
12

13 3. You must File the Original Answer of the Garnishee to this Writ within **ten (10)**
14 **days** of your receipt of this Writ with the United States District Court Clerk for the Western
15 District of Washington, 700 Stewart Street, Lobby Level, Seattle, WA 98101.
16

17 4. Additionally, you are required by law to Serve in person or by First Class Mail a
18 copy of the Answer of the Garnishee to this Writ (1) upon the Defendant/Judgment Debtor,
19 John Darrell Heckendorn, 3757 S. 162nd St. Apt. D, Seatac, WA 98188, and (2) upon the
20 United States Attorney's Office, Western District of Washington, Assistant United States
21 Attorney, Kyle Forsyth, Attn: Financial Litigation Unit, 700 Stewart Street, Suite 5220, Seattle,
22 WA 98101.
23

24 5. Under the law there may be property that is exempt from this Writ of Continuing
25 Garnishment. Property which may be exempt and which may not be subject to this Order is
26
27
28

1 listed in the accompanying "Claim for Exemption Form," including the Consumer Credit
 2 Protection Act provision of 15 U.S.C. § 1673.

3 6. Pursuant to 15 U.S.C. § 1674, you, the Garnishee, are prohibited from discharging
 4 the Defendant/Judgment Debtor from employment, should he be employed by you, because his
 5 earnings have been subject to garnishment for any one indebtedness.
 6

7 If you fail to Answer this Writ or withhold property in accordance with this Writ, the
 8 United States of America may petition the Court for an Order requiring you to appear before
 9 the Court. If you fail to appear or do appear and fail to show good cause why you failed to
 10 comply with this Writ, the Court may enter a judgment against you for the value of the debtor's
 11 non-exempt property. It is unlawful to pay or deliver to the Defendant/Judgment Debtor any
 12 property attached by this Writ.
 13

14
 15 DATED this 19th day of April, 2018.

16
 17 William McCool
 18 CLERK, U.S. DISTRICT COURT

19 By: Sherry Gauthier
 20 Deputy Clerk



21 Presented by:

22 Kyle Forsyth
 23 KYLE A. FORSYTH, WSBA #34609
 24 Assistant United States Attorney
 25 United States Attorney's Office
 26 700 Stewart Street, Suite 5220
 27 Seattle, Washington 98101-1271
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